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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
PORTLAND DIVISION

KEVIN BRATCHER,

Plaintiff,

v.

POLK COUNTY, CITY OF SALEM, DEPUTY  
MICHAEL H. SMITH, in his individual  
capacity, and DOES 1-2, in their individual  
capacity,

Defendants.

Case No. 3:20-CV-02056-SB

**SUPPLEMENTAL DECLARATION OF  
SGT. JASON DONNER IN SUPPORT OF  
CITY DEFENDANTS' REPLY TO  
PLAINTIFF'S RESPONSE TO  
DEFENDANTS' MOTION FOR  
SUMMARY JUDGMENT**

I, Jason Donner, hereby declare under penalty of perjury that the following is true and correct:

1. I am a law enforcement officer employed by the City of Salem Police Department. I make this declaration based on personal knowledge and am competent to testify to the matters stated herein.

2. I do not recall either myself or Officer Galusha tossing or throwing plaintiff's cell phone or stimulator control device during the course of our contact with him on September 6, 2019.

3. At no point during my contact with plaintiff, did I intend to place him in imminent apprehension of harmful or offensive conduct.

**I hereby declare under penalty of perjury that the foregoing is true and correct.**

DATED: April 18, 2022.

*s/ Jason Donner*  
Sergeant Jason Donner